

November 20, 2007  
Regular Meeting

The Regular Meeting of the Evesham Township Council was called to order by Mayor Brown at 6:00p.m. The meeting was held in the Meeting Room of the Evesham Township Municipal Complex at 984 Tuckerton Road, Marlton, NJ 08053.

Mayor Brown announced that the meeting was being held in accordance with the Open Public Meetings Act. Notice was sent to The Central Record and The Burlington County Times, posted on the Bulletin Board and sent to those who requested notification.

**ROLL CALL:** Present: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
Also Present: Township Manager Czerniecki, Deputy Township Manager Morley, Township Solicitor Ruggiero, Township Engineer Rehmann, Deputy Township Clerk Friddell, Recording Secretary Recigno

Flag Salute.

**APPROVAL OF MINUTES:** Regular Meeting – October 9, 2007  
Executive Session – October 9, 2007

On motion by Deputy Mayor Schmidt, seconded by Councilwoman Sarcone, it was moved to approve the above listed minutes.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

### **Work Session**

1. Press Conference and Presentation of Township Reorganization Plan  
Township Manager Czerniecki presented Township Reorganization PowerPoint presentation to Township Council, members of the press and the public. Mr. Czerniecki referred to an August 2007 document by former Manager Edward Sasdelli that stated the Township would be facing a \$5 million deficit. Mr. Czerniecki stated that he met with the Deputy Manager, Human Resource Coordinator, Chief Financial Officer, Deputy Treasurer and all Department Heads, employees and union shop stewards regarding the deficit and proposed reorganization. Mr. Czerniecki stated that the presentation is based on estimates at the moment and needs to be addressed immediately. Mr. Czerniecki stated several factors that have caused the deficit such as the failed sale of the old Municipal Building, rising healthcare costs and state mandated pension payments.

Councilman McKenna inquired as to a typical amount of surplus a township of Evesham's size should be. Mr. Czerniecki stated it should be approximately \$3 million, but the Township only has \$130,000 in surplus. Township Manager reviewed staff reduction and departmental restructuring.

Mayor Brown commended the Township Manager for an excellent presentation and stated that the "Perfect Storm" has hit the Township. Mayor Brown stated that at the League of Municipalities Convention's Mayor Luncheon, DCA President Mr. Joseph Dorio, Jr. spoke and stated that the cap levy would affect all municipalities and that waivers would not be given in advance.

Councilwoman Sarcone thanked the Manager and staff for the presentation. Councilwoman Sarcone stated that all members of Council are upset and do not like to see anyone lose their job, but tough decisions needed to be made and Council is looking for ways to rectify the problem. Councilwoman Sarcone stated she has some ideas that could generate revenue for future years.

Councilman Brown thanked Township Manager, Deputy Manager and all Department Heads for their efforts. Councilman Brown stated that we must learn from the past, take responsibility and lead not blame. Councilman Brown stated he is dedicated to put Evesham Township on the right track toward fiscal wellness. Stated that cuts now may be gains of the future and that 2008 would lay the groundwork for 2009.

Councilman Brown then asked Council to make a motion to agree to put the topic of a Mercantile Fee Ordinance on the next work session agenda for December 4, 2007. Councilman Brown stated that with the Mercantile Fee Ordinance in place the revenues generated would fund additional police officers.

On a motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved to place the topic of a Mercantile Fee Ordinance on the work session for the December 4, 2007 meeting.

Recorded Vote:        AYE: Brown, Schmidt, Sarcone, McKenna, Mayor Brown  
                             NAYE: XXXX  
                             ABSTAIN: XXXX

Motion carried: 5-0

Councilman McKenna stated that decisions are not popular but necessary and shows great leadership. Stated good employees are in a bad situation, but that the Township is headed in the right direction. Councilman McKenna stated cost reduction needed to be done, and it is a process.

Deputy Mayor Schmidt stated to the employees that there is no joy on Council and it was a dark day. Thanked them for their service to the community. Deputy Mayor Schmidt stated that something had to be done to fix the township structurally and that he hoped that the other taxing entities would pay attention and follow the Township's example and give the residents of the town a break. Stated that residents are being taxed out of their homes.

Deputy Mayor Schmidt tipped his hat to the Manager stating that he is a true professional and that Council made a correct decision to hire him.

Mayor Brown stated that all members of Council have continued to reach out to contacts to find jobs for the displaced employees.

2. Gypsy Moth Program Participation

Ms. Megan Kline of Adams, Rehmann and Heggan made a presentation on the need for the Township to participate in the Gypsy Moth Suppression Program. Ms. Kline stated that it would cost the Township approximately \$64,000, with a possibility of a reimbursement from the Federal Government of 50%.

Mr. Chris Rehmann, Township Engineer stated that individual homeowners cannot afford to pay for the treatment individually and must rely on the Township to help out.

Discussion followed on the effects of the gypsy moth and the spraying program.

Mayor Brown requested Mr. Rehmann to find out if there were any County grants available to help offset the cost of the spraying.

Township Engineer recommended that Township respond by the December 14, 2007 deadline and make a final decision in January.

Councilman Brown requested the Manager to reach out to the neighboring communities to find out if they plan on participating.

Township Manager Czerniecki stated that Mayor and Council must designate a Point of Contact and will discuss the matter at the next regular Council Meeting.

**PRESENTATION – MS SOCIETY TO EVESHAM TOWNSHIP – CITY TO SHORE BIKE TOUR 2007**

Sam Student representative of the Greater Delaware Valley MS Promotions Team thanked Mayor and Council for allowing the MS Bike Ride to pass through Evesham Township. Mr. Student stated that the revenue raised assists 13,000 people living in the Delaware Valley area. He then presented a plaque in appreciation along with a “goodie bag” to member of Council.

Mr. Student presented a challenge to Mayor and Council to ride in the 2008 MS Bike Ride being held on September 27<sup>th</sup> and 28<sup>th</sup>, 2008.

**Preliminary Public Comment on Agenda Items Only**

**Preliminary Public Portion Closed.**

**ORDINANCES – SECOND READING**

**ORDINANCE NO. 26-11-2007 – AN ORDINANCE AMENDING CHAPTER 160 OF THE CODE OF THE TOWNSHIP OF EVESHAM ENTITLED “ZONING” TO DEFINE THE MEANING OF “TRANSIENT” IN RELATION TO HOTELS, MOTELS, MOTOR COURTS AND MOTOR HOTELS.**

Township Manager stated that the Planning Board had reviewed the Ordinance and made several recommendations. Township Manager Czerniecki recommended that the Ordinance be tabled in order to have the Planning Board language inserted and re-introduce at the December 4, 2007 Council meeting.

On motion by Deputy Mayor Schmidt, seconded by Councilman Brown, it was moved to table Ordinance 26-11-2007 on second reading.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown

NAYE: XXX

ABSTAIN: XXX

Motion Carried: 5-0

ORDINANCE NO. 27-11-2007 – AMENDING CHAPTER 11 OF THE CODE OF THE TOWNSHIP OF EVESHAM GOVERNING THE OPERATIONS OF THE GOLF COURSE UTILITY (INDIAN SPRING) – AMENDING SECTION 11-2 THEREOF PROVIDING AND ESTABLISHING A NEW FEE SCHEDULE FOR GOLF COURSE USAGE

On motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved to adopt Ordinance No. 27-11-2007 on second reading.

Public Hearing: There being no public comment, the public hearing portion was closed.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown

NAYE: XXX

ABSTAIN: XXX

Motion Carried: 5-0

ORDINANCE NO. 28-11-2007 – AUTHORIZING THE TOWNSHIP OF EVESHAM TO CONVEY BY PRIVATE SALE TO THE EVESHAM MUNICIPAL UTILITIES AUTHORITY THE LAND, AREAS AND RIGHTS MORE PARTICULARLY DESCRIBED IN CERTAIN EASEMENTS ENTITLED “DEED OF EASEMENT AND RIGHT OF WAY FOR PUBLIC WATER SYSTEM AND SANITARY SEWER SYSTEM (BLOCK 14, LOT 2, NORTH SECTION)” AND A SEPARATE EASEMENT ENTITLED “DEED OF EASEMENT AND RIGHT OF WAY FOR PUBLIC WATER SYSTEM AND SANITARY SEWER SYSTEM (BLOCK 14, LOT 2, SOUTH SECTION)” (EASEMENTS TO FACILITATE CONSTRUCTION OF THE SHARP ROAD AFFORDABLE HOUSING PROJECT A/K/A “THE MEND PROJECT”

Township Solicitor Ruggiero stated that there was a minor map change that would not affect the adoption of the Ordinance.

On motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved to adopt Ordinance No. 28-11-2007 on second reading

Public Hearing: There being no public comment, the public hearing portion was closed.

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Council Comments: Councilman Brown inquired of the Township Solicitor if there were any delays by the developers along Sharp Road regarding the installation of the sewer lines. Mr. Ruggiero stated that developers along Sharp Road want their site plan approved before moving forward with the installation of the water and sewer lines. Mr. Ruggiero stated that MEND needs Ordinance for their closing in December.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

### **ORDINANCES FIRST READING**

#### **ORDINANCE NO. 29-12-2007 – AN ORDINANCE AMENDING CHAPTER 160 OF THE CODE OF THE TOWNSHIP OF EVESHAM ENTITLED “ZONING” TO PROVIDE FOR CERTAIN MODIFICATIONS OF THE RESTRICTIONS ON SIGNS CONTAINED THEREIN**

On motion by Councilman Brown, seconded by Councilman McKenna, it was moved to approve Ordinance No. 29-12-2007 on first reading and that second reading and public hearing would take place on December 4, 2007.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

#### **ORDINANCE NO. 30-12-2007 – AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING EVESHAM TOWNSHIP’S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT**

On motion by Deputy Mayor Schmidt, seconded by Councilman Brown, it was moved to approve Ordinance No. 30-12-2007 on first reading and that second reading and public hearing would take place on December 4, 2007.

Council Comments: Deputy Mayor Schmidt inquired to the duties of the position. Township Manager stated it was a requirement of the State to create this position and that there is no additional monetary requirements necessary.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

ORDINANCE NO. 31-12-2007 – AN ORDINANCE OF THE TOWNSHIP OF EVESHAM AMENDING CHAPTER 72 OF THE CODE OF THE TOWNSHIP OF EVESHAM - FEES

On motion by Councilwoman Sarcone, seconded by Councilman Brown, it was moved to approve Ordinance No. 31-12-2007 on first reading and that second reading and public hearing would take place on December 4, 2007.

Council Comments: Deputy Mayor Schmidt inquired if this Ordinance could be updated each year. Councilman Brown suggested looking into increased rental fees for Township owned buildings for 2009.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

ORDINANCE NO. 32-12-2007 – AN ORDINANCE AMENDING CHAPTER 150 OF THE CODE OF THE TOWNSHIP OF EVESHAM ENTITLED “VEHICLES AND TRAFFIC”, SUB-SECTION 150-51, SCHEDULE XX, “MID-BLOCK CROSSWALKS” TO ESTABLISH A MID-BLOCK CROSSWALK AT CHEROKEE HIGH SCHOOL.

On motion by Deputy Mayor Schmidt, seconded by Councilman Brown, it was moved to approve Ordinance No. 32-12-2007 on first reading and that second reading and public hearing would take place on December 4, 2007.

Council Comments: Councilwoman Sarcone inquired if there was a new grant provided by the State for safety. Township Manager stated there is a Resolution pending for applying for the grant money.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

ORDINANCE NO. 33-12-2007 – AN ORDINANCE AMENDING TOWNSHIP ADMINISTRATIVE CODE TO (1) RENAME AND REORGANIZE CERTAIN MUNICIPAL DEPARTMENTS (2) ELIMINATE DEPARTMENT OF BUILDINGS AND GROUNDS AND TRANSFER ITS FUNCTIONS TO THE DEPARTMENT OF PUBLIC WORKS (3) CREATE A NEW OFFICE OF DEVELOPMENT AND CORPORATE RELATIONS UNDER THE SUPERVISION AND JURISDICTION OF THE TOWNSHIP MANAGER.

On motion by Deputy Mayor Schmidt, seconded by Councilman McKenna, it was moved to approve Ordinance No. 33-12-2007 on first reading and that second reading and public hearing would take place on December 4, 2007.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

ORDINANCE NO. 34-12-2007 – AN ORDINANCE AMENDING ORDINANCE NO. 1-1-2005 WHICH ORDINANCE PROVIDES FOR SALARIES AND COMPENSATION TO BE PAID TO THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF EVESHAM, COUNTY OF BURLINGTON, STATE OF NEW JERSEY FOR THE YEAR 2004 AND BEYOND.

Township Manager stated that this Ordinance provides for the salaries of the 6 positions created by the Re-organization.

On motion by Deputy Mayor Schmidt, seconded by Councilman Brown, it was moved to approve Ordinance No. 34-12-2007 on first reading and that second reading and public hearing would take place on December 4, 2007.

Council Comments: Councilman McKenna inquired as to when the salaries are established. Township Manager stated the Ordinance must be approved in order to be incorporated in the 2008 budget.

Councilman Brown stated that this new Ordinance is better written than the previous Ordinance and thanked Township Manager Czerniecki, Deputy Manager Morley and Solicitor Ruggiero for their work.

Mayor Brown stated he would like quarterly reports on the newly re-organized departments.

Councilman McKenna inquired if there was any type of Performance Review in place for the employees.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

### **RESOLUTIONS:**

RESOLUTION NO. 295-2007 – APPROPRIATION TRANSFERS (NO. 1) – 2007 MUNICIPAL BUDGET

On motion by Deputy Mayor Schmidt, seconded by Councilwoman Sarcone, it was moved to adopt Resolution No. 295-2007

Council Comment: None

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Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 296-2007 – AMENDMENT TO CONTRACT FOR MEMORIAL  
PARK ACCESS DRIVE PAVING PROJECT – BLOCK 44, LOTS 5-8 & 11.01 –  
DEPARTMENT OF RECREATION AND PARKS AND AUTHORIZATION OF  
CHANGE ORDER NO. 1 WITH RESPECT THERETO

On a motion by Councilman Brown, seconded by Councilman McKenna, it was moved  
to adopt Resolution No. 296-2007.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 297-2007 – AMENDMENT TO CONTRACT – TOWNSHIP OF  
EVESHAM MUNICIPAL BUILDING – HVAC SERVICE AND MAINTENANCE  
CONTRACT AND AUTHORIZATION TO CHANGE ORDER NO. 1 WITH RESPECT  
THERETO.

On a motion by Councilman McKenna, seconded by Deputy Mayor Schmidt, it was  
moved to adopt Resolution No. 297-2007.

Council Comments: Councilwoman Sarcone stated that going from \$41,000 to \$56,000 is  
a substantial increase. Township Manager stated the Township would be going out to bid  
in January with more stringent specs in place.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 298-2007 – AMENDMENT TO CONTRACT – REFUSE  
TRANSFER STATION PRIVILEGES – JANUARY 1, 2005 TO DECEMBER 31, 2009  
– REPUBLIC SERVICES OF NEW JERSEY, LLC

On a motion by Councilman Brown, seconded by Councilman McKenna, it was moved  
to adopt Resolution No. 298-2007.

Council Comments: Mayor Brown thanked Bill Cromie, Public Works Superintendent  
and Mike Grossman, Assistant Director – Public Works for their work on this Resolution.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown



NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 299-2007 – AWARD OF CONTRACT – 2007 GIBSON HOUSE  
KITCHEN RENOVATIONS 535 EAST MAIN STREET – DEPARTMENT OF  
RECREATION AND PARKS.

Township Manager recommended that the Resolution be tabled for further review.

On a motion by Deputy Mayor Schmidt, seconded by Councilwoman Sarcone, it was moved to table Resolution No. 299-2007.

Council Comments: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 300-2007 – APPOINTMENT TO EVESHAM MUNICIPAL  
UTILITIES AUTHORITY – REGULAR MEMBER – UNEXPIRED 5-YEAR TERM  
TO EXPIRE 1/31/2009

On a motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved to adopt Resolution No. 300-2007 and insert the name Mr. Wil Weikel.

Council Comments: Councilwoman Sarcone stated that she had no opportunity to discuss selection with other members of Township Council.

Recorded Vote: AYE: Brown, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: McKenna

Motion Carried: 4-0-1

RESOLUTION NO. 301-2007 – APPOINTMENT TO EVESHAM MUNICIPAL  
UTILITIES AUTHORITY – REGULAR MEMBER – UNEXPIRED 5-YEAR TERM  
TO EXPIRE 1/31/2009

On a motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved to adopt Resolution No. 301-2007 and insert the name Mr. Roger Nogaki

Council Comments: Councilwoman Sarcone stated she would like to submit the name Mr. Scott Walsh and Mr. Andy James as an Alternate.

Mayor Brown stated that both Mr. Weikel and Mr. Nogaki are strong candidates for the position.

Discussion followed.

Recorded Vote: AYE: Brown, Schmidt, Mayor Brown  
NAYE: Sarcone  
ABSTAIN: McKenna

Motion Carried: 3-1-1

RESOLUTION NO. 326-2007 – APPOINTMENT TO EVESHAM MUNICIPAL  
UTILITIES AUTHORITY – ALTERNATE NO. 2 MEMBER – UNEXPIRED FIVE  
YEAR TERM TO EXPIRE 1-31-09

On a motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved  
to adopt Resolution No. 326-2007 inserting the name Scott Welsh

Recorded Vote: AYE: Brown, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: McKenna

Motion Carried: 4-0-1

RESOLUTION NO. 302-2007 – RESOLUTION APPOINTING THE CHIEF  
FINANCIAL OFFICER AS PURCHASING AGENT

On a motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved  
to adopt Resolution No. 302-2007.

Council Comments: Deputy Mayor Schmidt inquired if the Deputy Treasurer could also  
be named Purchasing Agent. Township Manager stated that certain criteria had to be met  
by the employee and that the Deputy Treasurer did not have all the criteria at this time.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 303-2007 – AWARD OF CONTRACT – HISTORIC  
PRESERVATION COMMISSION CONSULTANT.

On a motion by Councilman Brown, seconded by Councilman McKenna, it was moved  
to adopt Resolution No. 302-2007 inserting the name Wayne McCabe.

Council Comments: Councilman Brown stated Mr. McCabe is capable Architect

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

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RESOLUTION NO. 304-2007 – RESOLUTION AUTHORIZING THE FUNDING OF EVESHAM TOWNSHIP’S SHARE OF THE MACCS CONTRACT WITH REPUBLIC SERVICES OF NEW JERSEY, LLC

On a motion by Councilman McKenna, seconded by Councilman Brown, it was moved to adopt Resolution No. 304-2007.

Council Comments: Councilman McKenna thanked Deputy Manager Morley for his work on this Resolution. Mr. Morley stated that the work was actually done by former Manager Edward Sasdelli and Mr. Bill Cromie, Public Works Superintendent.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown

NAYE: XXX

ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 305-2007 – RESOLUTION AUTHORIZING THE EVESHAM TOWNSHIP ENGINEER TO PREPARE AN APPLICATION AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE APPLICATION – NJDOT TRANSPORTATION TRUST FUND MUNICIPAL AID PROGRAM – FISCAL YEAR 2007 – DISCRETIONARY AID

On a motion by Deputy Mayor Schmidt, seconded by Councilman McKenna, it was moved to adopt Resolution No. 305-2007.

Council Comments: Deputy Mayor Schmidt thanked Township Engineer Rehmann and his Associate Megan Kline for their work on the Resolution.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown

NAYE: XXX

ABSTAIN: XXX

Motion Carried: 5-0

**Consent Agenda**

**RESOLUTIONS:**

RESOLUTION NO. 306-2007 – AUTHORIZING THE MAYOR AND CLERK TO ENDORSE ENGINEERING DOCUMENTS AND APPLICATIONS IN SUPPORT OF THE MEND SHARP ROAD AFFORDABLE HOUSING PROJECT.

RESOLUTION NO. 307-2007 – AWARD OF CONTRACT – SURVEYING SERVICES IN CONNECTION WITH PREPARATION OF DEED OF CONSERVATION – AEROHAVEN, KINGS GRANT I, KINGS GRANT II

RESOLUTION NO. 308-2007 – AWARD OF CONTRACT FOR CONSTRUCTION MANAGEMENT – PHASE II – 2007 COMMUNITY DEVELOPMENT BLOCK GRANT – GIBSON HOUSE ADA RAMP

RESOLUTION NO. 309-2007 – AWARD OF CONTRACT FOR OUTPLACEMENT SERVICES

RESOLUTION NO. 310-2007 – RESOLUTION APPROVING NJDOT APPLICATIONS FOR PEDESTRIAN SAFETY IMPROVEMENT S- EVESBORO-MEDFORD ROAD SIDEWALK EXTENSION AT INGLIS HOUSE

RESOLUTION NO. 311-2007 – AUTHORIZING PERSON-TO-PERSON AND PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 0313-33-002-003 FROM MIRIELLO’S GREENTREE INN CORP. TO MIKADO III, CORP.

RESOLUTION NO. 312-2007 – INSERTION OF SPECIAL ITEMS OF REVENUE IN THE BUDGET, CHAPTER 159, P.L. 1948 – BULLETPROOF VEST REPLACEMENT FUND PROGRAM - \$6,101.00

RESOLUTION NO. 313-2007 – TRANSFER OF OVERPAYMENT OF TAXES

RESOLUTION NO. 314-2007 – RESOLUTION TO CANCEL AND REFUND TAXES

RESOLUTION NO. 315-2007 – RELEASE OF PERFORMANCE GUARANTEE – GUERRIERO MAJOR SUBDIVISION (A/K/A THE ENCLAVE AT EVESHAM) – BLOCK 3.14, LOTS 26, 27, 28, 29 & 25.01 – ON-SITE IMPROVEMENTS

RESOLUTION NO. 316-2007 – RELEASE OF PERFORMANCE GUARANTEE – MARLTON WOODS (84 TOWNHOUSES) – BLOCK 24.22, LOT 1 (N/K/A LOT 1.01) – ON-SITE IMPROVEMENTS

RESOLUTION NO. 317-2007 – RELEASE OF PERFORMANCE (CASH) GUARANTEE – THE SANCTUARY (FOREST LAKES AT THE SANCTUARY) – SECTION IV – SLOPE STABILIZATION ASSOCIATED WITH THE BIKE PATH ALONG HOPEWELL ROAD

RESOLUTION NO. 318-2007 – RELEASE OF PERFORMANCE GUARANTEE – WHITMORE OFFICE – BLOCK 8.14, LOT 4.02 – 115 CHURCH ROAD – CONVERT ONE STORY STRUCTURE INTO OFFICE FACILITY – LANDSCAPING IMPROVEMENTS

RESOLUTION NO. 319-2007 – RELEASE OF PERFORMANCE GUARANTEE – BARTON RUN SWIM CLUB RESTORATION – BLOCK 44.18, LOT 88 – TENNIS/BASKETBALL COURT AREA RESTORATION (REMOVAL OF) – SITE-IMPROVEMENTS

RESOLUTION NO. 320-2007 – RELEASE OF PERFORMANCE GUARANTEE (LETTER OF CREDIT) – WILEY MISSION – LONG TERM CARE ADDITION –

PHASE IIA & IIB – BLOCK 26, LOTS 6.01 & 6.04 (N/K/A LOT 6) – LANDSCAPING IMPROVEMENTS

RESOLUTION NO. 321-2007 – RELEASE OF MAINTENANCE GUARANTEE – MICHELFELDER SUBDIVISION (A/K/A COLT'S RUN) – SECTION 1 (THE QUAKER GROUP) – ON-SITE IMPROVEMENTS

RESOLUTION NO. 322-2007 – RELEASE OF MAINTENANCE GUARANTEE – THE SANCTUARY (A/K/A/ FOREST LAKES), SECTION 1 (58 SFD LOTS) – SITE IMPROVEMENTS (EXCLUDING STORM SYSTEM IMPROVEMENTS IN THE PINELANDS)

RESOLUTION NO. 323-2007 – REJECTION OF REQUEST FOR RELEASE OF PERFORMANCE GUARANTEE – MARLTON WOODS (84 TOWNHOUSES) – BLOCK 24.22, LOT 1 (N/K/A LOT 1.01) – LANDSCAPING IMPROVEMENTS

**MOTIONS:**

Ratification of Approval of Application for Special Permit for Social Affair Evesham Fire Officers Association (EFOA)  
Comedy Night Fundraiser – November 16, 2007  
Proceeds Benefit EFOA L-115 and Charities

On motion by Deputy Mayor Schmidt, seconded by Councilman Brown, it was moved to adopt Consent Agenda Resolutions No. 306-2007 through Resolution No. 323-2007 and Motions

Council Comment: Councilwoman Sarcone requested removal of Resolutions Nos. 307 & 308 from consent agenda.

Councilman McKenna requested removal of Resolution No. 309 from consent agenda.

Recorded Vote on Resolution Nos. 306, 310-323 and motions:

AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown

NAYE: XXX

ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 307-2007 – AWARD OF CONTRACT – SURVEYING SERVICES IN CONNECTION WITH PREPARATION OF DEED OF CONSERVATION – AEROHAVEN, KINGS GRANT I, KINGS GRANT II

On motion by Councilman McKenna, seconded by Deputy Mayor Schmidt, it was moved to adopt Resolution No. 307-2007.

Council Comment: Councilwoman Sarcone inquired if the Township already owns parcels. Township Solicitor stated that Resolution is required for filing of Deed of Conservation.

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Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 308-2007 – AWARD OF CONTRACT FOR CONSTRUCTION  
MANAGEMENT – PHASE II – 2007 COMMUNITY DEVELOPMENT BLOCK  
GRANT – GIBSON HOUSE ADA RAMP

On motion by Deputy Mayor Schmidt, seconded by Councilman McKenna, it was moved  
to adopt Resolution No. 308-2007.

Council Comment: Councilwoman Sarcone inquired regarding the fee. Township  
Engineer Rehmann explained fee and defined services.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 309-2007 – AWARD OF CONTRACT FOR OUTPLACEMENT  
SERVICES

On motion by Councilman McKenna, seconded by Councilman Brown, it was moved  
to adopt Resolution No. 309-2007.

Council Comment: Councilman McKenna asked that his salary as Councilman be  
redirected to cover cost of this contract to assist employees affected by lay offs.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 324-2007 – TERMINATING EXECUTORY AGREEMENT TO  
SELL MUNICIPALLY OWNED PROPERTY KNOWN AS 125 EAST MAIN STREET  
AND AUTHORIZING THE TOWNSHIP MANAGER IN CONSULTATION WITH  
THE TOWNSHIP SOLICITOR TO PREPARE NEW TERMS AND CONDITIONS OF  
SALE FOR PRESENTATION TO THE TOWNSHIP COUNCIL

On motion by Deputy Mayor Schmidt, seconded by Councilman McKenna, it was moved  
to adopt Resolution No. 324-2007.

Council Comment: Councilman Brown requested for next work session a draft ordinance  
to limit use on revenue from sale of municipal property.

Discussion followed.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

RESOLUTION NO. 325-2007 AUTHORIZING THE EXECUTION AND DELIVERY  
OF A DEED OF CONSERVATION EASEMENT PURSUANT TO A CERTAIN  
MEMORANDUM OF AGREEMENT ENTERED AMONGST THE TOWNSHIP OF  
EVESHAM, THE NEW JERSEY PINELANDS COMMISSION AND THE EVESHAM  
MUNICIPAL UTILITIES AUTHORITY

On motion by Councilman Brown, seconded by Deputy Mayor Schmidt, it was moved to  
adopt Resolution No. 325-2007.

Council Comment: None

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0

Public Comments: Mr. John Patterson, 190 Sycamore Avenue and Ms. Hanna Nobel, 5 Jarrett Court stated that they were members of Evesham PRIDE. Stated that for 12 years the program was run through the Recreation Department founded by Pat Haynes. Due to layoffs their program is in jeopardy and they will be losing their leader and Debbie Rumbos. Stated that they need the support of Council.

Mayor Brown gave his and Council's word that PRIDE will continue despite the Township Re-organization. Mayor Brown directed the Township Manager to meet with PRIDE in the near future.

Deputy Mayor Schmidt directed the Township Manager to put some information on PRIDE on the Township's Channel 192 and in the Newsletter.

Rebecca Miller, 53 Dorchester Court stated that Council's promises are vague and weak because the Rap Room's rent has been cut and they might not have a place to meet.

Councilwoman Sarcone stated that she and Township Manager have been working on a solution.

Staff Comments

1. Manager's Report – Nothing at this time
2. Solicitor's Report – ARH did great work on the Township's response on Pinelands Gypsy Moth Program. Barn Road status report was complete and ready for Council's review. Ordinance for sale of property to MEND will be ready for introduction at next Council meeting.

3. Engineer's Report – Mr. Rehmann stated that fence is ready to be installed at Evesboro Downs and that a summary on the project is in the Engineers report from all engineers.
4. Clerk's Report – Nothing at this time.

Council Comments:

Councilwoman Sarcone stated to all employees being laid off that she is sorry it had to be done and that she is working on ideas to help the budget in future years

Councilman McKenna stated that he appreciated Mr. Czerniecki's and all Department Heads leadership in the Re-organization.

Councilman Brown stated he had looked through all the ordinances pertaining to the Marlton Circle Reconstruction Project and stated that millions of dollars has been expended in deciding on the overpass. Township cannot get into a legal battle with the State that they cannot win. Energies should be spent on construction phase of project.

Deputy Mayor Schmidt thanked the Township Engineer for his work on getting sidewalk extension at the Inglis House. Stated that he agrees with Councilwoman Sarcone regarding the employees and thanked Councilman McKenna for giving his salary for the Outplacement Services for affected employees.

Deputy Mayor Schmidt stated that a town meeting with all residents and DOT is a good thing and wants it to move forward and Township should also consider businesses that are worried about losing customers during the reconstruction.

Mayor Brown thanked everyone for all their work.

On a motion by Councilman Brown, seconded by Councilman McKenna, it was moved to adjourn the meeting.

Recorded Vote: AYE: Brown, McKenna, Sarcone, Schmidt, Mayor Brown  
NAYE: XXX  
ABSTAIN: XX

Motion carried: 5-0

Meeting adjourned at 9:05 p.m.

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Lori Friddell, Deputy Township Clerk

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Randy Brown, Mayor

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Gloria Recigno, Recording Secretary

Submitted: January 4, 2008

Approved: \_\_\_\_\_